

Message Text

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ORIGIN OPIC-06

INFO OCT-01 ARA-10 ISO-00 EB-08 AID-05 TRSE-00 COME-00
/030 R

DRAFTED BY OPIC/GC:C HUNT
APPROVED BY EB/IFD/OIA:R D KAUZLARICH
EB/IFD/OIA:D GRANT
ARA/CAR:F TUMMINIA (INFO)
-----030969 292349Z /62
P 292258Z MAR 78
FM SECSTATE WASHDC
TO AMEMBASSY GEORGETOWN PRIORITY

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E.O. 11652: N/A

TAGS: EINV

SUBJECT: CALABRIAN (THAILAND) CO., LTD.

PASS TO BOORADY, USAID.

1. STATE 078548 TO BANGKOK CONCERNING POSSIBLE CALTHAI TAX DEFICIENCY ASSESSMENT IS REPEATED BELOW FOR INFORMATION OF BOORADY. HUNT OF OPIC REQUESTS THAT BOORADY CONTACT HIM BY QUICKEST MEANS TO ADVISE WHETHER (A) THERE WAS EVER ANY RESOLUTION CONCERNING CALTHAI CLAIM OF TAX EXEMPT STATUS AS USAID PROJECT, (B) WHETHER THERE HAD BEEN ANY COMMUNICATION BY USAID WITH THAI TAX AUTHORITIES CONCERNING CONTINGENT LIABILITIES FOR TAXES NOTED IN TURQUAND YOUNG AUDIT REPORT.

2. TEXT OF CABLE IS AS FOLLOWS:

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"1. EXAMINATION OF CALABRIAN RECORDS AVAILABLE AT OPIC HAS NOT PRODUCED SO FAR ANY DOCUMENTATION FOR RESPONDING TO ITEMS INCLUDED IN POSSIBLE CALTHAI TAX DEFICIENCY ASSESSMENT. SEPTEMBER 1968 TURQUAND YOUNG AUDIT REPORT REFERS TO POSSIBLE CONTINGENT LIABILITY FOR THAI WITHHOLDING TAX WITH RESPECT TO CERTAIN PAYMENTS TO PARENT COMPANY IF EXEMPTION NOT CONFIRMED. CONFUSED HISTORY OF THIS ILL-

STARRED DEVELOPMENT PROJECT MAY MAKE IT IMPORTANT THAT RTG OFFICIALS BE HELPED TO UNDERSTAND INAPPROPRIATENESS OF PURSUING TAX CLAIM UNDER THE CIRCUMSTANCES.

2. HUNT OF OPIC HAD HOPED TO CONFER IN BANGKOK WITH LOCAL COUNSEL AND EMBASSY/USAID PRIOR TO MARCH 31 HEARING, BUT PRESS OF OTHER BUSINESS HAS MADE THIS IMPOSSIBLE. HUNT SCHEDULE SHOULD PERMIT ABOUT FOUR DAYS IN BANGKOK IN PERIOD APRIL 5 TO APRIL 19. FAILING THAT, IT SHOULD BE POSSIBLE BY MARCH 31 TO COMPLETE EFFORTS TO CONTACT USAID AND OPIC OFFICIALS PREVIOUSLY INVOLVED WITH CALABRIAN CASE AND TO REVIEW BALANCE OF DOCUMENTS, SO AS TO PERMIT SOME SUGGESTIONS ON APPROACH TO HEARING TO BE DISPATCHED BY CABLE.

3. OBVIOUSLY IT IS ESSENTIAL TO GET AN EXTENSION OF THE MARCH 21 HEARING. LIQUIDATOR VACHARA SHOULD BE ASKED TO SEEK EXTENSION. SHOULD TRY FOR AT LEAST FOUR WEEKS DELAY TO ALLOW TIME FOR FORWARDING DOCUMENTS FROM WASHINGTON IF THIS PROVES NECESSARY.

4. HUNT WOULD APPRECIATE BEING TELEPHONED BY CAHN (OFFICE 202-632-1766 - HOME 202-244-8329) AS SOON AS THERE IS ANY INDICATION OF PROSPECTS FOR POSTPONEMENT. PLEASE CHECK AVAILABILITY OF COUNSEL WIPHAT BUNNAG FOR CONSULTA-LIMITED OFFICIAL USE

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TION WITH HUNT DURING PERIOD INDICATED." DECONTROL FOLLOWING 3/29/78. COOPER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CLAIMS, INVESTMENTS, TAX RELIEF
Control Number: n/a
Copy: SINGLE
Draft Date: 29 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE081046
Document Source: CORE
Document Unique ID: 00
Drafter: C HUNT
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780137-0135
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780312/aaaaajmr.tel
Line Count: 96
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 34b8d1ba-c288-dd11-92da-001cc4696bcc
Office: ORIGIN OPIC
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3154661
Secure: OPEN
Status: NATIVE
Subject: CALABRIAN (THAILAND) CO., LTD. PASS TO BOORADY, USAID.
TAGS: EINV, TH, OPIC, CALABRIAN CO LTD
To: GEORGETOWN
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/34b8d1ba-c288-dd11-92da-001cc4696bcc
Review Markings:
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